

**AMENDMENT NUMBER TWO TO
PROFESSIONAL SERVICES AGREEMENT
WITH
DAVID EVANS AND ASSOCIATES, INC.**

This Amendment Number Two (“Amendment”) is dated the 11th day of October, 2023 (“Effective Date”), by and between the CITY OF COSTA MESA, a municipal corporation (“City”) and DAVID EVANS AND ASSOCIATES, INC., a California corporation (“Consultant”).

WHEREAS, City and Consultant entered into a professional services agreement dated September 21, 2022 for design services for raised crosswalks and bulb-outs (the “Agreement”); and

WHEREAS, on May 25, 2023, City and Consultant entered into Amendment Number One for the provision of additional work by Consultant and increased the Consultant’s compensation accordingly; and

WHEREAS, Section 4.1 of the Agreement provides for a term of one (1) year, with the option to extend the Agreement for two (2) additional one (1) year periods; and

WHEREAS, the City desires to exercise its first right to extend the term of the Agreement.

NOW, THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The term of the Agreement shall be extended through September 20, 2024.
2. All terms not defined herein shall have the same meaning and use as set forth in the Agreement, as amended.
3. All other terms, conditions, and provisions of the Agreement, as amended, shall remain in full force and effect.
4. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original. All counterparts shall be construed together and shall constitute one agreement.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by and through their respective authorized officers, as of the date first above written.

CONSULTANT

Marie Marston
Marie Marston
David Evans and Associates, Inc.

Date: 11-30-23

CITY OF COSTA MESA

Lori Ann Farrell Harrison
Lori Ann Farrell Harrison
City Manager

Date: 2/1/24

ATTEST:

Brenda Green
Brenda Green
City Clerk



Date: 2/9/2024

APPROVED AS TO FORM:

Kimberly Hall Barlow
Kimberly Hall Barlow
City Attorney

Date: 1/10/24

DEPARTMENTAL APPROVAL:

Jennifer Rosales
Jennifer Rosales
Project Manager

Date: 12-18-23

Raja Sethuraman
Raja Sethuraman
Public Works Director

Date: 12-21-23

APPROVE AS TO PURCHASING:

Carol Molina
Carol Molina
Finance Director

Date: Dec. 7, 2023